Previous references. 1896.

491

Later references. (Sep Rev.)

File No. 14 of 92

Serial Nos. 1 — 8

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1 — 8

Major.

~~Part~~ B. for October 1896

SUBJECT

Remission of ¼ of the Contract amount in favor of Thimmaiya, Toddy Contractor, Thyamgondlu.

51. From Thimmaiya, Toddy Contractor, Thyamgondlu Nelamangala Taluk.

Petition Regd No 2172. dt- 22 July 93.

Submits petition praying that as he is put in possession of one of the four date groves belonging to the Shops ~~he purchased~~ purchased, remission of a fourth of the Contract amount may be granted to him.

52. To the Excise Comm^r in Mysore No Pet-1156 dt- 11-3-93.

Forwarding the above Petition

G. R. S. 58

(P. T. 4,005—1,000)

From the Excise Comr No 4066/392 dt- 11/13 June 1894

Dy No 18399/R 3505- Pet-809.

Forwards copy of correspondence re the preceding and recommends a remission of Rs 276/4- and a refund of the same.

S/4. To the Excise Comr No 14362/R 2081 dt- 9/12 March 95.

Requests the submission of the whole of the Vernacular records connected with the above.

S/5. From the Excise Comr No 4066/384. dt- 25/3/95.

Dy No 12723/R 3434

Submits the Vernacular papers called for above

S/6. To the Excise Comr No 10/Ex. dt- 22/9/95.

Intimates that the Govt would be prepared to have some consideration in the event of his accepting the remission of a months rental in full satisfaction of the claim which he has put forward.

S/7. From the Excise Comr No 1674/131 dt- 16/9/96.

Dy No 2085/E 130.

Recommends that Rs 276/4- arrears including Local Cess due by Thimmiah Jaddy Vand Farmer of Kadamangala for 1892-93 may be ordered to be written off the accounts.

S/8. To the Excise Comr } No 3540-41/Ex 134.
The Comptroller }

dt- 30-9/2-10 } 1896.

Makes certain observations and sanctions the remission of Rs 276/4-. being the arrears still due by the Farmer.

SECTION L. R.

FILE No. 140 of 1892-93

SERIAL No.

CHIEF SECRETARY'S OFFICE

REVENUE BRANCH

SUBJECT.

OFFICE NOTE.

Petition of Thimmiah, Toddy Vend Farmer Nelamangla Taluk, Bangalore Dist", for remission Rs. 276-4-0 and Refund of Rs 276-4-0 Rec" one month's Chist to the Petitioner

LAST REFERENCE.

Letter No. 4045/392 dated 11th June 1894

from the Excise Comm" in Mysore

The whole of the records of the two Cases have not been sent up or even any part thereof. This should have been done both the files were necessary to give an insight into all the facts of the two cases

2. In making sales under the new system, the word "Pyke" is invariably used when assigning Vana.

3. All Farmers under the new system were distinctly

told at the time of sale by the Special Officers that they were only entitled to as many bears as were necessarily needed to meet their actual wants and no more. This was the foundation stone on which the new system was started & worked on

4 When the bears at the disposal of Govt were inadequate all the Farmers were distinctly given to understand at the time of sale by the Special Officers that any deficiency must be made up by arrangements with Zilladars, by import from H. H's territory, &c, according to Manual.

5 It should be ascertained and reported if (1) the Solur Jirka Farmers absolutely needed, and actually utilized the whole of the 8000 bears of the Baggungeri Vana and (2) why the Amildars of the two Taluks did not meet and arrange for an equitable distribution of the bears loads to cover the

wants of the two Farmers,
As under the New System,
no single Farmer had any
right or claim to more bulls
than were absolutely needed
to meet his wants, and any
assignments made to him
6 As the Velavan Farmer
Thinniah sub-let his farm
at a profit, and that farm
was actually worked at such
profit, so as to cover both the
Vend Farmer's profit and also
the profit to the Chitmidars
independent of the Bargunger
Vana, it is self-evident that
the mere assignment of that
Vana was superfluous, and
that the alleged initial loss
must have been recovered without
doubt as if one set of men
could work the Farm with
profit, it is conclusive the
other similarly circumstanced
could do likewise. This, e-
Coupled with the lines under
which the new System has been
worked as set forth in paras
2, 3 & 4 above bars any claim for
Compensation of the Plaintiff

dicated.

The mere assignment of surplus trees, or a whole Vana in excess of actual wants, was to guard against any contingency or short-assignment, but as such surplus was not actually necessary, the mere fact of the farmers not being placed in possession thereof cannot probably form a basis for compensation for loss, when it has been shown, the farm could, and was actually cultivated by another set of men, independent of that surplus, at a double profit.

The figures given in para of out-turn & profits have evidently been underestimated the yield per tree will depend the kind of land the trees are growing on, West lands will yield as much as 10 seers per tree. The Asst Comr named should have gathered data of actual yield & consumption and based his figures on average out-turn per tree which included all kinds of lands as in the estimate in my note quoted

W.R. the past & current year

thus showing a

above in this case

9 The Deputy Comr should be directed therefore forthwith to recover the whole amount outstanding.
10. Orders accordingly

5/3/95 D. S. Gifford
A. D. C.

10 Communication of Note
The 3rd Comr directed the return of the
R/V Records in the two cases to be called
for. This was done & the Records have
come to hand. But the Sale Deeds are wanting.
& List of Vanas applied for at the time of Sale.

11 In the Nelavangala Talooks
Anuthikatta the word "Oya" has been
inserted but in the Map this important
has been unfortunately been omitted.

12 - The above enquiries support
the defaulters assertion that Govt broke
faith with him & did not give him the
Vanas promised & entered in his Anuthikatta

13 The defaulter submitted his
Talooks at a profit which conclusively
shows that it was fully capable of being
worked independent of the disputed Vanas
of Bujangiri

14. The defaulter owes Govt
Rs 276 now for which the Dy: Surr
submits a recovery statement

15. In addition to the above the
Dy: Surr raised recovery of Rs 552-8-0
on the understanding that if Govt decided
the Talooks was entitled to compensation
to the encroachments he should be refunded & the amt
has been accordingly received & credited
to Govt. The Dy: Surr suggests that for
the breach of promise by Govt Rs 276-4
or the amount of the encroachments which
Rs in addition be refunded to the
Talooks

Farmer -

A summons stating is put up for Rs 276-4-0

A Reporter bill for a further sum of Rs 276-4-0 is also put up.

In a recent case the Divn ordered that - the Dy: Jud: settlement shd be up-held as the System was new & there were great difficulties to be contended with in residing at a final settlement in such cases -

Orders all the papers solicited & keep the two cases as a special case

20/4/95 J. H. Thuillier
J. P.

This is a case in which Lord Farmer seems called a summons to the office of Mr. Vaughan Pro-ceeded by Mr Dyer & Comes to an end - He worked himself for five / six months he is called it for all profit - He states that during the time he served he turned a copy out 500 no (Rs 4 on Dated 3? 7 Jan 95, Does on at account that

he claims compensation. Beyond ^certain vague & general statements there is nothing on the record to show that any loss was really sustained by him. It is clear however that his grievance is not wholly unfounded. One month's rent is in arrears. A remission thereof would in my opinion be an adequate relief. But the refund of another month's rent has also been recommended by the Dy Commr. [illegible] To avoid all further difficulties (such as a suit &c) however, I beg to suggest that the Dy Comr be asked to send for the man & after explaining to him the weakness of his contention induce him to accept the remission above referred to, as sufficient compensation for

Yes.
I can show this.
It is not sufficient to try to make Sanjaish in such case under orders of Govt.

^ I do not think that this is admissible.

The Dy. Comr [illegible] [illegible] may make to [illegible] Sanjaish if he thinks necessary
17/9 [initials]

sent for reconsideration we have to fortify ourselves against any suit which the man might institute against Govt. If after effecting the remission of one month's rent the man should sue us, the Govt might find itself in a somewhat undesirable position. Until it is known that the man is prepared to unconditionally take the remission all [illegible]

Copy which he
said he have
obtained. ~~[illegible]~~

Asked [illegible]

15-9-95

Interpretation of
the clause for com-
pensation, Asked
- next that the
sanction ordered
above might be
withheld [illegible]

17-9-95

May be done - I think we
must not be afraid to
visit both the Article
fair & just - but there
I think we must be very
[illegible] in granting

19/9/95 [illegible]

Tell the Executioner
that the [illegible]
[illegible]
[illegible]

worked during
the last 7 months
& a small part
that notwithstanding
that the remis
allegation as
regards lapse in
the first 5 months
cannot be
well founded
& that ~~the Board~~
the Res' Court
checking no
claim for com-
pensation is
admissible, the
Court moved
be pleased to
show some
consideration
in the exercise
by accepting
the Remission of
a one extra rental
in full satisfac-
tion of the claim
which he has
put forward.

17-9-95

Memo (Circuit) for orders

Submitted,

In this office no 10 dated 22/9/95, the Excise Commr in was informed that the Govern ment would be prepared to show some relief to the Toddy vend farmer in the event of his accepting ~~one~~ the remission of ~~a~~ months rental in full satisfaction of the claim put forward by him

The Excise Commr in his letter ⊗ under disposal does not even after a years delay say anything about the settle ment arrived at between the Excise Dept & the Toddy vend Farmer, but simply says that the ~~on~~ arrear standing ~~upon~~ against the farmer is only one months rental viz 276-4-- and also that the vend farmer still claims the remission of 2 months rental

The Dy Commr is reported to be of opinion that the remission of one months rental (276-4--)

to

⊗ No 1674 & 16-9-96.
131

Vel Kuru
Utter
abv of C

is ample & the Excise ~~office~~
Commr agrees with him

Orders are solicited as
to whether a dft sanctioning
the remission of Rs 276-4--
may be put up under the
circumstances in order
to reduce the amount of
the outstanding balance ~~of~~ 1/11/96
in the District

D D
17/9/96

Submit draft - I showed the two words
as clearly broken
21-9-96 that the enquiries
mentioned in the
note of grace

Draft withdrawn
D D
21/9/96

(General Serial No. 32.)

1893.

SECTION C. R

FILE NO. [illegible] 92

SERIAL NO.

No. 272

Name of Petitioner.	Timmayya Toddy-Contractor
Village.	Tyamagundlu
Taluk.	Nelamangala
District.	Bangalore
Date of Arzi.	19th February 93
Date of Receipt.	22nd February 93
Date of Disposal.	
No. of Enclosures.	Nil

ABSTRACT.

Reminder

Petitioner prays that as he is not put in possession of one of the 4 date groves belonging to the shops he purchased, remission of a fourth of the contract amount may be granted to him.

S.C. 28/2

To be sent to the Excise Comm.r

4/3

7

7787

MYSORE DEWAN'S OFFICE

PETITION DEPARTMENT.

OFFICIAL MEMORANDUM.

SECTION S. R.

FILE NO. LL 4929

SERIAL NO. 2

The accompanying Petition No. 2172

dated 19-2-93 received at the

Dewan's Office from Timmayya, Sad

Subrahmanya, Byramagundlu, N

Nuggehalli Taluk praying th

as he is not kept in posses

with the ryots belonging

his shops, 1/4" of the contract

amount due from him, may

is forwarded, together with its

By Order,

Draft

9/3

Chief Secretary.

6"
93.

M. G. O. P. Bangalore.—21-11-92—5,000.

SECTION C. R

Gen. Serial No. 30.]

FILE NO. 3 160-92 93

SERIAL. No. 3

From The Excise Commissioner in Mysore

1894 13 JUN 94

18599

R 3805

Ret 8/93

96 Rec Branch

To

The Chief Secretary to the
Dewan of Mysore.

83

Rec 19/6

Submitted to the Ch. Secy

21/6

Dated 11th June 1894.

Despatched 13th

Received

Enclosures No. 3

General No. 4045

No. 392

~~In reply to~~ With reference to chief Sec official memo No. 156 dated 9/11 · 3 · 93.

SUBJECT.

Forwards copy of correspondence regarding Toddy Farmer Timmiah, Nelamangala Talq/r and recommends a remission of Rs 276-4-0 and a refund of Rs 276-4-0 in his favor

Rec'd 1876

ferences (to be entered only in the Dewan's Office.)

Ex 4045 (Encl 3)
792

Excise Commissioner's Office

Bangalore Dated 11th June 1894

13

From The Excise Commissioner
in Mysore.

To
The Chief Secretary
to the Dewan of Mysore.

Sir

With reference to your official Memo Petition No 1156 dated 9/11 March 1893, forwarding me a petition from Timmiah, Toddy Vend Farmer, Jamagondlu, Nelamangala Taluk, praying for remission of a portion of the Toddy Rental payable by him to Government, on the ground that certain date grove promised him at the time of the sales of the Farms, was not made over to him, I have the honor to forward herewith, copy of the marginally noted correspondence. It will be seen from the Deputy Commissioner's report (and I have verified it from the records of the "Special officers") that Timmiah was promised a portion of the Bagasigere grove in the Magady Taluk, but

1. Letter No A 268, dated 26th March 1894, from the Deputy Commissioner, Bangalore
2. Docket No 3640/204, dated 30th March 1894, to ditto
3. Docket No 363, dated 4th June 1894, from ditto

and that he was not in possession of it, the whole of Baganigare grove having been already assigned to Solur Sarim in the Magady taluk. Under such circumstances, I beg to recommend the remission of the arrears of Rs 276-4-0 due by the said Timmiah for 1892-93, as per Deputy Commissioner's Remission Statement herewith sent, and also, a refund of one moiety this Khist viz Rs. 276-4-0 as per accompanying Refund Bill in his favor to compensate him for the loss he has sustained as explained by the Deputy Commissioner, owing to a portion of the Baganigare grove not having been made over to him.

I have the honor to be,
Sir
Your most obedient Servant

J Roberts
Excise Commissioner

Rs. S.

A/c No 268

En: 1 file

Office of the Deputy Commissioner
Bangalore District
Bangalore, 26th March 1894

From

Mir Shujaet Ali Khan Esq: C.S.
Deputy Commissioner
Bangalore District

To

C. Ricketts Esqre
Excise Commissioner, of Mysore
Bangalore.

Sir,

Messrs Mc Donnell and Gopalayengar, Special Excise Assistant Commissioners held the Toddy Sales in the Magadi Taluk on the 18th November 1891, in the course of which one Mudda Nanjappa bought the Solur Arika to which the officers conducting the sale assigned 5, the whole of the Baganagiri Vanam, situated near the Kunigal Vanams and containing about 8000 Date trees. On the following day i.e. the 19th November 1891, the Sales of the

Vanams

farms in the Nelumangala Taluk were sold. On the promise that a portion of the Bagamagiri varam would be assigned to the Nelumangala Purka Sunnia purchased the farm for a rental of Rs 276-4 0 a month. It does not appear from the records that he was at the time of sale or had been previously informed that the Bagamagiri varam had been already wholly assigned to another renter. In the course of the year Sunniah repeatedly sought by petitions to obtain possession of a portion of the Bagamagiri varam; and as persistently the Salem Renter refused to give up any portion.

Sunniah worked the farm for months and then sublet it at a rent of Rs 14 a month. It is in these months that Sunniah claims some loss.

Sunniah's farm had besides a portion of the Bagamagiri varam,

three

three other vanams viz Gondagere, Gondahally and Manthalu which have been inspected by Mr. Laing Meason, Assistant Commissioner, who reports that 292 trees were tapped in the above three vanams. Mr. Laing Meason thinks that though the vanam. had more trees, they were either immature or had been tapped in previous years and were not fit to be tapped

4. According to Mr. Mc. Donnell's circular, the average yield of a Date tree is 3½ gadas for one season. Thus the yield of the trees tapped by Ammiah was in round numbers 1200 gadas.

5. The Pirka consisted of five stops one at Nelamangala and four in villages. The maximum and minimum rates for Nelamangala were one anna three pies and ten pies respectively, and those for villages one anna and eight pies respectively

The

The gross value of 1200 ghadas at the various rates is Rs 2250, Rs 1800, Rs 1500 and Rs 1200. The cost of tapping carriage and rent may be taken at Rs 400. The net income may be estimated at Rs 1500. But the renters rental amounted to Rs 3315-0-0. The Petitioner however all along claimed a loss of Rs 828. He is still in arrears to the extent of Rs 276-4-0 the collection of which I have ordered to be kept in abeyance. This amount if any rate should be remitted, and I have the honor to request that you will obtain the sanction of the Government to it. As for the rent Rs 552-8-0 I was recommended under my orders on the understanding that if the Petitioner was found entitled to the concession he prayed for this amount would be refunded to him. The Petitioner worked the farm in April, May, June and July and

for

farms in the Nelamangala Taluk were sold. On the promise that a portion of the Bagamagiri varam would be assigned to the Nelamangala Portion one Simmia purchased the farm for a rental of Rs 276-4 0 a month It does not appear from the records that he was at the time of Sale or had been previously informed that the Bagamagiri Varam had been already wholly assigned to another portion In the course of the year Simmiah repeatedly sought by petitions to obtain possession of a portion of the Bagamagiri varam; and as persistently he Salem Renter refused to give up any portion

Simmiah worked the farm for months and then sublet it at a profit of Rs 14 a month. It is for these four months that Simmiah claims have lost

Simmiah's farm had besides a portion of the Bagamagiri varam,

three

Gondahally and Manthalu which have been inspected by Mr. Laing Mason, Assistant Commissioner, who reports that 292 trees were tapped in the above three vanams. Mr. Laing Mason thinks that though the vanams had more trees, they were either in immature or had been tapped in previous years and were not fit to be tapped.

4. According to Mr. Mc. Donnell's circular, the average yield of a Date tree is 3½ gadas for one season. i.e. Thus the yield of the trees tapped by Ammiah was ascertained numbers 1200 gadas.

5. The Pirka consisted of five viz. one at Velamangala and four in villages. The maximum and minimum rates for Velamangala were one anna three pies and two pies respectively, and those for villages one anna and eight pies respectively.

The

The gross value of 1200 ghadas at the
various rates is Rs 2250, Rs 1800,
Rs 1600 and Rs 1200. The cost
of tapping carriage and rent
may be taken at Rs 400. The net
income may be estimated at
Rs 1500. But the renters rental e-
mounted to Rs 3315- 4- 0. The
Petitioner however all along claimed
a loss of Rs 838. 2 He is still in
arrears to the extent of Rs 276-4-"
the collection of which I have ordered
to be kept in abeyance. This amount
if any rate should be remitted,
and I have the honor to request
that you will obtain the sanction
of the Government to it. As for the
rest Rs 552 8-0 was remitted
under my orders on the understanding
that if the Petitioner was found entitled
to the concession he prayed for this
amount would be refunded to him
The Petitioner worked the farm in
April, May, June and July and
for

for subsequent months the sub lessee could pay him a profit of Rs/4 a month Probably these men supplemented the supply from the Government ranges from other sources, which the Petitioners did not do. For the breach of promise on our part, the Petitioner is entitled to some compensation, which all things considered, may, I think be assessed at two months' rent? I have already recommended the remission of one months, and if you agree with me, I shall send a refund application for the other months viz Rs 276-4-0.

The records connected with the subject are enclosed.

I have &c.

(Signed) M. Covington Evans

for Deputy Commissioner

Bangalore District

From

The Excise Commissioner

in Mysore

To

The Deputy Commissioner,

Bangalore District.

Dated 30th March / 7th April 1894.

No. 3640/204

The Deputy Commissioner's No 268, dated 26th instant, reporting on the complaint referred to Government by Ammiah, Doddy and Ramu of Yelumangala taluk

---

I am directed to state that under the circumstances represented the Deputy Commissioner's Remission claimed for Rs 276-4-0 due by Ammiah, as a Refund Bill for another sum of 276-4-0 to further compensate him for loss sustained by him may be omitted.

2

2. The vernacular records are herewith returned.

(Signed) L. Ricketts
Excise Commissioner
in Mysore

From

The Deputy Commissioner
Bangalore District

To

The Excise Commissioner
in Mysore.

Dated 7th June 1894

No A 363

His docket No 3640/204, dated 30th March 1894

Has the honor to forward herewith a remission statement for Rs 276-4-0 being the amount of irrecoverable arrears due by Thimmiah, Doddy Veid Hanmer of Nelamangala Kasaba District, and also a refund bill for another sum of Rs 276-4-0 to

Compensate

compensate the said individual
the loss sustained by him.

/Signed/ M. c Annaje Row
for Deputy Commissioner

"Copy/

Sharkey
Excise Commissioner
in Mysore

R. S.

(Financial Serial No. 145.)

DISTRICT.

Refund bill for the year 1893—94.

Heads of Charge.	Amount.			Remarks.
Excise Revenue (Toddy) of the year 1892-93 collected and credited in Nelamangala Taluk Treasury	X	276	4 -	Due to Thyamagondlu Timmaiya, Toddy Contractor of Nelamangala Kasba Circle of Nelamangala Taluk for the year 1892-93 as recommended in this Office letter No A 1 No 268 dated 26th March 1894

Bangalore DISTRICT,
DEPUTY COMMISSIONER'S OFFICE,
Dated 7th June 1894

Camp NS

Bhoothaiah
for Deputy Commissioner,
Bangalore District.

Central Jail Press, Bangalore.—20-5-91.—203.

Statement - showing the irrecoverable amounts - both

Name of farm or shop	Name of the defaulter	Amount - of the original bill / warrant in the case of shops & pay annas in the case of farms / unless otherwise stated	Amount of said as - the recoverable	Date of recoverable / Loss by recoverable up to
1	2	3	4	5
Ramanagala Kasba	Thyamagonda Thimmiah	276 4 -		

7th June 1894
Bangalore

Arrears & Current, recommended for remission

Fasli and name of lease	Arrears due prior to date of realis	Total amount to be realised from the defaulter	Amount of deposits and sale proceeds of lands to credited towards arrears &c	Balance irrecoverable	Remarks
	7	8	9	10	
- -	276 | 4 | -	276 | 4 | -	- | - | -	276 | 4 | -	As per terms of Muchalika, this Ejmdar was not put in possession of certain Vanams mentioned therein. On the ground of failure on the part of Government in fulfilling the terms of Muchalika and on the plea of having sustained loss in consequence thereof, the Ryotsee withheld payment of Kist due for the month of March 1893. The grounds on which the amount should be remitted, are detailed in this office letter no A268 dated 26th March 1894.

Wainwright

for Deputy Commissioner

Bangalore District

SECTION S.R
FILE 14 of 92
SERIAL No. 4

The Excise Comr
in Mysore

By 7/12 March/95
No 14362
R 2081

His letter No 4045/392 Dy 11th June/94
in re remission of Rs 276-4-0
due from Thimmiah, Toddy
Farmer, Erlavangla Taluk
and a refund of Rs 276-4-0
in his favour.

In reply has the honor
to request the submission
of the whole of the Vern:
Correspondence connected
with the above.

B C
9/3/95

S. P. T. 9/3/95

Offg Chief Secy
4

SECTION S. R

FILE No. 14 of 92 From

SERIAL No. 5

12723

1895 R 3434

DEWAN OF MYSORE

The Excise Commissioner
in Mysore.

To

Submitted for orders
[illegible]
[illegible]
[illegible]
[illegible]
12/9/95

under
The ~~Chief~~ Secretary to the Government
~~Dewan~~ of Mysore.

Dated 28th } Excise Department
Despatched }
Received } March 1895

Enclosure No. (One)

General No. 4066
No. 384

In reply to Under Secretary's docket No. 14362/R.2081, dated 9th/12 instant.

SUBJECT.

Forwards vernacular papers connected with the case of remission and refund recommended in favor of Thimmiah, a Toddy Vend Farmer, Kelavangala taluk.

Rev 29/3

References (to be entered only in the Dewan's Office.)

P.S

2/4

No 4066 / 384 (Excise)

Excise Commissioner's Office

Bangalore, 28th March 1895.

From,

The Excise Commissioner
in Mysore

To,

The Under Secretary to the
Government of Mysore
Excise Department

Sir,

In reply to your docket No: 14362/A.2081, dated 9th/12 instant, I have the honor to forward, herewith, the Vernacular papers connected with the case of remission and refund recommended in favor of Thimmiah, a Toddy Vend Farmer, Kelavangala taluk.

I have the honor to be,
Sir,
Your most obedient servant

Illegible
Excise Commissioner
M. S. in Mysore.

SECTION

FILE No.

SERIAL No. 6

The Excise Commr.

Dl 27/9/95

No: 10/Ex.

His letter No 4066/384 Dl 28th March 1895 forwarding papers connected with the remission and refund recommended in favour of Shimmiah, a Toddy Rent Farmer of the Nelavangala Taluk.

In reply has the honour to state that the farm was worked during the last 7 months at a small profit, that this shows that the man's allegation as regards loss in the first 5 months cannot be well founded, and that though, strictly speaking, no claim for compensation is admissible, the Government would be prepared to show him some consideration in the event of his accepting the remission of a month's rental in full satisfaction of the claim

claim which he has put forward

By Order

HCh

2249

Revenue Secretary

Excise.]

REVENUE DEPARTMENT
Gl. No. 2085
1896 No. 64/30
17 SEP 96
DEWAN'S OFFICE.

7

Sub-Inspector's Note
Re foresters.
19/9/96

From The Excise Commissioner in Mysore

To

The Secy. to the Govt. of Musore.
Revenue and General Dept.

SECTION S. R.
FILE No. 44 of 92
SERIAL No.

Dated 16 th September 1896
Despatched 16 th Do
Received
General No. 1674
No. 131
Enclosure No.

In reply to Docket C/P 10 dated the 22 nd September 1896.

SUBJECT

Recommends that Rs 276-4-0 arrears including local cess due by Shivaraiah, Gaddy Vaad Farmer of Nelamangala for 1892-'93, may be ordered to be written off the accounts.

References (to be entered only in the Dewan's Office.)

AW 17-9-96

21/9/96

No. 1674 / 131 Bangalore 16th September 1896. / 16th

From The Excise Commissioner in Mysore

To The Secretary to the Government of Mysore Revenue and General Departments

Sir,

In reply to your docket — No. 10 / 8x, dated the 22nd September 1895, I have the honor to state that the Deputy Commissioner Bangalore District, reports in his docket No. 126, dated the 14th instant, — that the amount of arrears due by Thimmiah, Toddy Vend Farmer of Kelamangala for 1892-93, is only Rs 276-4- inclusive of local cess, viz one month's kist, and to recommend therefore that it may be ordered to be written off the accounts as promised by Government.

2. The said Thimmiah still

claims

claims the remission of two months' thirst, but the Deputy Commissioner is of opinion, (and I agree with him) that the remission of one month's thirst is ample.

I have the honor to be,
Sir,
Your most obedient servant
B. Burnaby
Executive Commissioner
in Mysore.

8 Draft for appl

SECTION S.R
FILE No. 14 of 92
SERIAL No. 8

Read:-

Correspondence ending with letter No. 1674/131 dated 16th September 96 from the Excise Commissioner in re the remission of Rs 276-4-0 being the amount of one month's instalment including local cess, due from Timmiah Toddy Vend Farmer of the Thyamagondlu circle, Nelamangala Taluk for 92-93..

W.P.

Rs: 35-40-41
Ex: 134 D/30-9-96
2-10

Order thereon

One Timmiah purchased the Toddy Vend Farm of the Thyamagondlu circle Nelamangla Taluk for 1892-93, and an arrear of Rs 276-4-0 is still outstanding against him.

2 The Farmer claims compensation to the extent of Rs 500/- on the ground of an alleged loss sustained by him of the Banigera Grove not

not having been made over to him

3. Government observe that- beyond certain vague and general statements made by the Farmer, there is nothing on record to substantiate his statement- On the contrary during the last- 8 months of the year, the farm appears even to have been worked with some profit, a fact which goes far towards disproving the alleged loss during the rest of the period.

4. A claim for compensation advanced under such circum- stances is, therefore, palpably weak - But having regard to the fact, that a portion of a grove promised, though in excess of- his wants, was not actually made over to him, the Government are not disposed to overrule the Excise Commissioner's recommend- ation and are accordingly pleased as an act of grace, to sanction the remission of Rs 276-4-0, being the arrears still due from the Farmer.

30/9/96.
Secretary

To 29/9
Ex. Commissioner,
Comptroller

Returning V. papers.